

# Order

Michigan Supreme Court  
Lansing, Michigan

January 29, 2010

Marilyn Kelly,  
Chief Justice

139189& (72)

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

PRIORITY HEALTH,  
Petitioner-Appellant,

v

SC: 139189  
COA: 278373  
Kent CC: 06-007714-AA

COMMISSIONER OF THE OFFICE  
OF FINANCIAL AND INSURANCE  
SERVICES,  
Respondent-Appellee.

---

On order of the Court, the application for leave to appeal the May 21, 2009 judgment of the Court of Appeals is considered, and it is GRANTED. The parties shall address: (1) whether, as part of a plan under the Small Employer Group Health Coverage Act, MCL 500.3701, *et seq.*, an insurer or licensed health maintenance organization can require an employer to pay a specific percentage of the premium charged for each employee; and (2) whether MCL 500.3711(2) limits the provisions that can be included in such policies.

The motion for leave to file brief amicus curiae is GRANTED. The Michigan Chamber of Commerce and the Small Business Association of Michigan are invited to file briefs amicus curiae. Other persons or groups interested in the determination of the issue presented in this case may move the Court for permission to file briefs amicus curiae.



s0126

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 29, 2010

*Corbin R. Davis*

Clerk